SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1967.

PUENTES *v.* BOARD OF EDUCATION OF UNION FREE SCHOOL DISTRICT NO. 21.

APPEAL FROM THE COURT OF APPEALS OF NEW YORK.

No. 562. Decided June 17, 1968.

PER CURIAM.

The judgment is vacated and the case is remanded to the Court of Appeals of New York for further consideration in light of *Pickering* v. *Board of Education*, No. 510, decided June 3, 1968.

MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that the judgment should be reversed.

MR. JUSTICE HARLAN is of the opinion that probable jurisdiction should be noted and the case set for oral argument.